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10 UNITED STATES DISTRICT COURT  
11 NORTHERN DISTRICT OF CALIFORNIA  
12 SAN JOSE DIVISION

|                              |   |
|------------------------------|---|
| 13 UNITED STATES OF AMERICA, | ) NO. CR 15-00111 RMW                           |
| 14                           | )   |
| 15 Plaintiff,                | )   |
| 16 v.                        | ) <del>PROPOSED</del> ORDER EXCLUDING TIME FROM |
| 17 ARNULFO LOPEZ-PADILLA,    | ) SEPTEMBER 14, 2015 THROUGH OCTOBER 19,        |
| 18 Defendant.                | ) 2014  |
| 19                           | )   |

20 The defendant ARNULFO LOPEZ-PADILLA, represented by Graham Archer, Assistant Federal  
21 Public Defender, and the government, represented by William J. Gullotta, Assistant United States  
22 Attorney, appeared before the Court on September 14, 2015 for a status conference in the above-  
23 captioned case. The defendant has received discovery from the government and has requested  
24 additional discovery from the government; namely, the recordings of the defendant's immigration  
25 hearing. The government is in the process of producing these recordings. Defense counsel continues to  
26 review the discovery and prepare the defense's case, and the parties plan to discuss a potential  
27 resolution. At the request of the parties, the Court set the matter for a status conference on October 19,  
28 2015 at 9:00 a.m.

~~PROPOSED~~ ORDER EXCLUDING TIME

1 The Government and counsel for ARNULFO LOPEZ-PADILLA agreed that time should be  
2 excluded under the Speedy Trial Act from September 14, 2015 through October 19, 2015 so that defense  
3 counsel can prepare and conduct necessary investigation.

4 Based upon the representation of counsel and for good cause shown, the Court finds that failing  
5 to exclude the time from September 14, 2015 through October 19, 2015 would deny counsel the  
6 reasonable time necessary for effective preparation, taking into account the exercise of due diligence.  
7 18 U.S.C. § 3161(h)(7)(B)(iv). The Court further finds that the ends of justice served by excluding the  
8 time from September 14, 2015 through October 19, 2015 from computation under the Speedy Trial Act  
9 outweigh the best interests of the public and the defendant in a speedy trial. Therefore, IT IS HEREBY  
10 ORDERED that the time from September 14, 2015 through October 19, 2015 shall be excluded from  
11 computation under the Speedy Trial Act. 18 U.S.C. § 3161(h)(7)(A) and (B)(iv).

12  
13 9/16/2015  
14 DATE

  
15 THE HONORABLE RONALD M. WHYTE  
16 UNITED STATES DISTRICT JUDGE  
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